

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

<b>IN RE:</b>	)	
	)	<b>BANKRUPTCY CASE NO.</b>
<b>DEE FORD'S WEST, L.L.C.,</b>	)	
	)	<b>24-40320</b>
<b>DEBTOR.</b>	)	
	)	<b>(CHAPTER 11 CASE)</b>

**MOTION FOR RELIEF FROM AUTOMATIC STAY  
TO PROCEED WITH APPEALS**

**COMES NOW**, the Creditor, **THOMAS LAVIGNE**, by and through its attorney, **HARRY P. LONG**, and hereby gives notice to the Court, debtors-in-possession, and other parties in interest as follows:

On the 25<sup>th</sup> day of October, 2023, the jury, in the case of Thomas Lavigne vs Dee Ford's West, LLC, having case number CV 2019-900254, in the Circuit Court of Talladega County, returned a verdict in the amount of Two Million and no/100 Dollars (\$2,000,000.00) against the Debtor-in-Possession, **DEE FORD'S WEST, LLC**;

**DEE FORD'S WEST, L.L.C.** is the Debtor-in-Possession in the above-styled case.

After post-judgment discovery, tax costs in the amount of Ten Thousand Nine Hundred Thirty-Five and 47/100 Dollars (\$10,935.47) was entered in favor of the Creditor and against the Debtor-in-Possession, **DEE FORD'S WEST, LLC**.

On the 26th day of February, 2024, **DEE FORD'S WEST, L.L.C.**, appealed the judgement to the Alabama Supreme Court, where they are currently pending with case number being No. SC 2024-0120.

On or about the 19th day of March, 2024, **DEE FORD'S WEST, L.L.C.**, filed the above-styled Chapter 11 bankruptcy case in the United States Bankruptcy Court for the Northern District of Alabama.

To establish the debts and obligations of the Debtor-in-Possession, a determination by the Supreme Court of Alabama is necessary to establish the amount owed to the Movant to the Debtor-in-Possession in the lawsuit referenced above filed initially in the Circuit Court of Talladega County, Alabama.

The Creditor seeks relief from the automatic stay to the extent necessary to proceed to a resolution of the above referenced appeal.

**WHEREFORE**, the above premises considered, the Movant requests that this Honorable Court grant relief from the stay to the extent that the Debtor-in-Possession

and the other parties to the appeal may pursue their claims and interests in the appeal currently set before the Supreme Court of Alabama to the extent of a resolution of said appeal and for other and further relief as is just.

**DATED:** This the 29<sup>th</sup> day of March, 2024.

  
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### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served on all creditors listed on the attached mailing matrix by placing a copy of the same in the U.S. mail, properly addressed and first-class postage prepaid, and electronically on the following, on this the 29<sup>th</sup> day of March, 2024:

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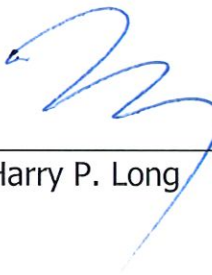
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Label Matrix for local noticing  
1126-1  
Case 24-40320-JJR11  
NORTHERN DISTRICT OF ALABAMA  
Anniston  
Fri Mar 29 10:44:55 CDT 2024

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The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

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